

1 WRITTEN DECISION - NOT FOR PUBLICATION

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| MAR 14 2006                     |
| CLERK, U.S. BANKRUPTCY COURT    |
| SOUTHERN DISTRICT OF CALIFORNIA |
| BY _____ DEPUTY                 |

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8 UNITED STATES BANKRUPTCY COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 In re: ) CASE NO. 96-12037-H7  
11 )  
12 VERN D. BLANCHARD d/b/a ) ORDER DENYING DEBTOR'S MOTION  
13 AMERICAN MULTI-SYSTEMS, ) FOR RECONSIDERATION  
14 )  
15 Debtor. )  
16 )

17 Debtor, pro se, submitted a Motion for Reconsideration of  
18 Order Overruling Debtor's Objections to Claim #3 (filed by Apex  
19 Wholesale, Inc.) on March 6, 2006.

20 Pursuant to this Court's internal practice and procedure, the  
21 Court reviews a motion for reconsideration on the merits before the  
22 motion is set for hearing. The Court has reviewed the debtor's  
23 motion, memorandum of law and accompanying exhibits and finds it  
24 inappropriate to set a hearing.

25 Debtor does not cite any Federal Rule of Bankruptcy Procedure  
26 as the basis for his motion. If moving under Federal Rule  
27 Bankruptcy Procedure 9023, which incorporates Federal Rule Civil  
28 Procedure 59, debtor does not meet his burden of showing an  
extraordinary reason for granting the Motion for Reconsideration.  
There has been no new evidence that was previously unavailable, any  
change in applicable law, nor a clear error of law in the prior

1 decision. Moreover, the Court cannot find any of the grounds set  
2 forth in Federal Rule Bankruptcy Procedure 9024, which incorporates  
3 Federal Rule Civil Procedure 60(b), would warrant relief.

4 Debtor's brief is nothing more than a recapitulation of the  
5 arguments he already made in his December 7, 2005, brief. Debtor  
6 does not suggest this Court overlooked any matters but rather uses  
7 his motion for reconsideration in an attempt to relitigate  
8 arguments that already have been decided by this Court.

9 The Court finds there are no grounds for the debtor's request  
10 for reconsideration. No hearing will be held.

11 IT IS SO ORDERED.

12  
13 Dated: March 14, 2005

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16 JOHN J. HARGROVE  
17 UNITED STATES BANKRUPTCY JUDGE  
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UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
325 West F Street, San Diego, California 92101-6991

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**In re: Bankruptcy Case No. 96-12037-H7**

**CERTIFICATE OF MAILING**

The undersigned, a regularly appointed and qualified clerk in the office of the United States Bankruptcy Court for the Southern District of California, at San Diego, hereby certifies that a true copy of the attached document, to wit:

**ORDER DENYING DEBTOR'S MOTION FOR RECONSIDERATION**

was enclosed in a sealed envelope bearing the lawful frank of the bankruptcy judges and mailed to each of the parties at their respective addresses listed below:

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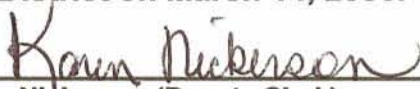
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Said envelope(s) containing such document was deposited by me in a regular United States Mail Box in the City of San Diego, in said District on March 14, 2006.

  
\_\_\_\_\_  
Karen Nickerson (Deputy Clerk)  
Judicial Assistant to the Honorable John J. Hargrove